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5 Attorneys for Plaintiffs
 IRMA RAMIREZ and
 6 DISABILITY RIGHTS
 ENFORCEMENT, EDUCATION,
 7 SERVICES: HELPING YOU
 HELP OTHERS

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 IRMA RAMIREZ, an individual; and)
 12 DISABILITY RIGHTS, ENFORCEMENT,)
 EDUCATION, SERVICES: HELPING)
 13 YOU HELP OTHERS, a California public)
 benefit corporation,)

14 Plaintiffs,)
 15)

16 v.)

17 FOODMAXX 468; EXPRESSWAY)
 18 PARTNERS, LLC, a limited liability)
 company and SAVE MART)
 19 SUPERMARKETS,)

20 Defendants.)
 21)

CASE NO.08-1189 PJH

STIPULATION OF DISMISSAL AND
 [PROPOSED] ORDER THEREON

22 The parties, by and through their respective counsel, stipulate to dismissal of this action
 23 in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the
 24 Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own
 25 costs and attorneys' fees. The parties further consent to and request that the Court retain
 26 jurisdiction over enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511
 27 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of
 28 settlement agreements).

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with
3 prejudice pursuant to Federal Rules of Civil Procedure Rule 41(a)(1).

4 Respectfully submitted,

5
6 Dated: June 16, 2009

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

8 By: _____ /S/

9 Thomas E. Frankovich
Attorneys for Plaintiffs IRMA RAMIREZ and
10 DISABILITY RIGHTS ENFORCEMENT,
EDUCATION, SERVICES: HELPING YOU
11 HELP OTHERS

12 Dated: 6/16, 2009

JESSICA A. FAKHIMI,
CHAPMAN & INTRIERI, L.L.P.

14 By: _____

15 Jessica A. Fakhimi
Attorneys for Defendants EXPRESSWAY
16 PARTNERS, LLC, a limited liability company and
17 SAVE MART SUPERMARKETS

18 **ORDER**

19 **IT IS HEREBY ORDERED** that this matter is dismissed with prejudice pursuant to
20 Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for
21 the purpose of enforcing the parties' Settlement Agreement and General Release should such
22 enforcement be necessary.

23
24 DATED: June 17, 2009

